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DATE: MARCH 5, 2008

PAGE 1 OF: 5

TO: USPTO

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FROM: DAVID W. OSBORNE

TRANSMITTED BY: JUDY ANDERSON

OUR DOCKET No.: 01235-22619.CIP

FOR: PHARMACEUTICAL FORMULATIONS & SYSTEMS FOR IMPROVED  
ABSORPTION & MULTISTAGE RELEASE OF ACTIVE AGENT

SUBJECT: AMENDMENT UNDER 37 C.F.R. § 1.133(b)

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Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir/Madam:

Attached please find a Substance of the Interview under 37 C.F.R. §1.133(b) for Docket No. 01235-22619.CIP, Application No. 10/074,687.

Thank you. We await your confirmation of receipt.

Respectfully submitted,

David W. Osborne  
THORPE NORTH & WESTERN, LLP  
Customer No. 20,551  
Reg. No. 44989

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PTO/SB/21 (04-07)

Approved for use through 09/30/2007. OMB 0651-0031

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

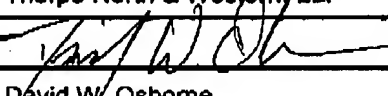
Application Number	10/074,687
Filing Date	2/11/2002
First Named Inventor	CHEN; VENKATESHWARAN; KRILL; PATEL
Art Unit	1615
Examiner Name	Lakshmi S. Channavajjala
Attorney Docket Number	01235-22619.CIP

**ENCLOSURES (Check all that apply)**

- |  |  |   |
|--|--|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts<br>under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify<br>below):<br>Substance of the Interview under 1.333(b) |
|--|--|---|

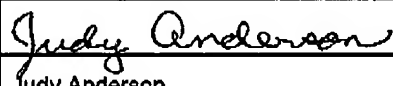
Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Thorpe North & Western, LLP		
Signature			
Printed name	David W. Osborne		
Date	3/5/2008	Reg. No.	26565

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Judy Anderson	Date	3/5/2008

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Docket No. 01235-22619.CIP  
Serial No. 10/074,687

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAR 05 2008

APPLICANT:	Feng-Jing Chen, et al.
SERIAL NO.:	10/074,687
FILING DATE:	2/11/2002
FOR:	PHARMACEUTICAL FORMULATIONS AND SYSTEMS FOR IMPROVED ABSORPTION AND MULTISTAGE RELEASE OF ACTIVE AGENTS
ART UNIT:	1615
EXAMINER:	Lakshmi Channavajjala
DOCKET NO.:	01235-22619.CIP

THORPE NORTH & WESTERN, LLP  
8180 South 700 East, Suite 350  
Sandy, Utah 84070

## SUBSTANCE OF THE INTERVIEW UNDER 1.133(b)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the interview held with the Examiner on February 19, 2008 please  
enter the following interview summary.

Docket No. 01235-22619.CIP  
Serial No. 10/074,687

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**INTERVIEW SUMMARY**

A telephonic interview was held between Applicant's representative and the Examiner on February 19, 2008. During the interview claims 149 was discussed generally. Specifically, Applicants agreed to allow the Examiner to perform an Examiner's Amendments in order to correct the dependency of claim 149 by amending dependent claim 149 to depend from claim 146 instead of canceled claim 148.

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Docket No. 01235-22619.CIP  
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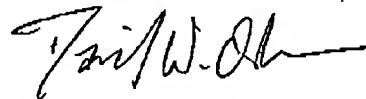
CONCLUSION

If the Examiner discovers any impediment to the allowance of the pending claims she is invited to telephone Mr. David Osborne or in his absence Mr. Scott Smith at (801) 566-6633, so that such issues may be resolved as expeditiously as possible.

Please charge any additional fees except for Issue Fee or credit any overpayment to Deposit Account No. 20-0100.

Dated this 5<sup>th</sup> day of March, 2008


Respectfully submitted,



David W. Osborne  
Attorney for Applicant  
Registration No. 44,989

Of:

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